7139729/2023/VIG-I-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR and RD Department – Allegations of irregularities in execution of work " Construction of Internal CC roads and drains in New SC Colony to Pydi Bheemavaram, Srikakulam under MGNREGS – Common disciplinary proceedings – Charges framed against **Sri Y. Balaraju, former Deputy Executive Engineer, PR, Srikakulam (now Retired)** - Inquiry conducted – Charges are held not proved – Further action dropped – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.105 **Dated.17.03.2023.**

Read the following:

1. From the ENC,PR, Letter No. Vig. I (1)/1001/2015, dated: 04.08.2015.
2. G.O.Rt.No.460, PR&RD (Vig. I) Department, Dt: 12.05.2016.
3. G.O.Rt.No.463, PR&RD (Vig. I) Department, Dt: 12.05.2016.
4. From Sri Y. Balaraju, Dy.EE, PR, written statement of defence dt: 24.06.2016.
5. G.O.Rt.No. 419, PR&RD (Vig.I) Department, Dt.13.06.2019.
6. G.O.Rt.No. 420, PR&RD (Vig.I) Department, Dt.13.06.2019.
7. From the ENC,PR and Inquiry Officer, Letter NO. EnC (PR)/1001/Enquiry Report/2015, dated: 24.03.2021.
8. Govt. Memo No. 12564/Vig. I/2015-11, PR&RD (Vig. I) Department, Dt: 13.04.2022.
9. From the ENC,PR, Letter No. Vig. I (1)/ 1001/2015, dated: 22.06.2022.

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ORDER:

Based on the recommendations of the Engineer-in-Chief, Panchayat Raj, A.P made in the reference 1st read above relating to certain allegation of irregularities in execution of works under MGNREGS, Government vide reference 2nd read above, have initiated common disciplinary proceedings under Rule 24 of APCS (CC&A) Rules, 1991 duly framing following article of charge against **Sri Y. Balaraju,** Deputy Executive Engineer, PR, Srikakulam under Rule 20 of above said Rules, vide reference 3rd read above, with a direction to submit his written statement of defence :

Charge-

That **Sri Y.Balaraju, former Deputy Executive Engineer,** PR, Srikakulam executed construction of internal CC roads and drains in New SC colony to Pydibheemavaram in Srikakulam, under MGNREGS during 2013-14 and committed certain irregularities like (i) deficiency observed in both length and thickness of CC pavement, (ii) deficit amount for excess length of CC pavement recorded, (iii) rejected value for Bit II as deficiency in thickness (43.20%) is more than 20%, (iv) recovery value for polythene sheet not actually on ground. He is responsible for misappropriation of Government funds to a tune of amount of Rs.4,98,008/-

(P.T.O)

By his above mentioned acts, **Sri Y.Balaraju, former Deputy Executive Engineer,** PR, Srikakulam failed to discharge his duties, lack of integrity, devotion to duty and conduct unbecoming of a Government servant & thereby contravened Rules, 3 (1) and 3 (2) of APCS (Conduct) Rules, 1964.

2. In the reference 4th read above, the charged officer **Sri Y.Balaraju, former Deputy Executive Engineer,** PR, Srikakulam has submitted his written statement of defence.

3. Government having not satisfied with the Written Statement Defence submitted by Charged Officer **Sri Y.Balaraju, Deputy Executive Engineer,** PR, and decided to conduct regular inquiry against the charged officer including against ten (10) other co-charged officers involved in the case. Accordingly, in the reference 5th read above, Government appointed the Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada as the Inquiry Authority under Rule 20 (2) of A.P.C.S (CC&A) Rules, 1991 to inquire into the charges framed against all the charged officers in the matter. The Chief Engineer, NABARD has been appointed as Presenting Officer under Rule 20 (5)(c) of above said rules to present the case before the Inquiry Authority on behalf of the disciplinary authority in the matter, vide reference 6th read above.

4. In the reference 7th read above, the Engineer-in –Chief, PR and Inquiry Authority has furnished inquiry report dt: 24.03.2021 wherein the Inquiry Authority among others, has held that the Executive Engineer, Vig. &QC, Srikakulam in his re-inspection reports dated: 30.10.2019 & 26.05.2020, has arrived the total recovery of Rs.59,253/- (as against the previous recovery proposed of Rs.4,98,008) and furnished report on each count of charge duly mentioning that the deficiencies are within tolerable limits and total recovery of Rs.59,253/- has been remitted and no financial loss. The Inquiry Authority has held that Charges against the charged officer **Sri Y. Balaraju,** former Executive Engineer, PR, Srikakulam (now Retired) is **not held proved**.

5. In the reference 8th read above, , Government, among others, have communicated a copy of the inquiry report to the charged officer **Sri Y.Balaraju, former Deputy Executive Engineer,** PR, Srikakulam as per Rule 21 (2) of APCS (CC&A) Rules, 1991 for his representation if any on the findings of the Inquiry Officer.

6. In the reference 9th read above, the ENC, PR, AP, Vijayawada has forwarded the representation dt: 27.05.2022 of charged officer **Sri Y. Balaraju,** Deputy Executive Engineer, PR (Retired) wherein the charged officer has requested to accept the findings of Inquiry Authority and to drop charges against him.

7. Government after careful examination of the matter, have decided and accordingly hereby drop further action against **Sri Y.Balaraju, former Deputy Executive Engineer,** PR, Srikakulam (now Retired) in the matter.

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8. The Engineer-in-Chief, Panchayat Raj, A.P, Vijayawada shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.RAJSEKHAR, IAS
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
Sri Y.Balaraju, former Deputy Executive Engineer, PR, Srikakulam (now Retired)

Copy to:
The Secretary to VC, A.P. Vigilance Commission, Velagapudi.
The Accountant General, AP, Vijayawada.
The P.R. & R.D (Estt. I) Department.
OSD to Hon'ble Dy.C.M for PR&RD.,
PS to Spl. Chief Secretary to Govt., PR&RD. Dept.,,
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER